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SERIAL NUMBER	REQUEST DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
10/696,806	11/20/07	BUCKLEY, ET. AL.	555255012612

Title: **METHODS AND APPARATUS FOR THE
COMMUNICATION OF CELLULAR NETWORK
INFORMATION BETWEEN A WIRELESS LOCAL
AREA NETWORK AND A MOBILE STATION**

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Art Unit	Paper Number
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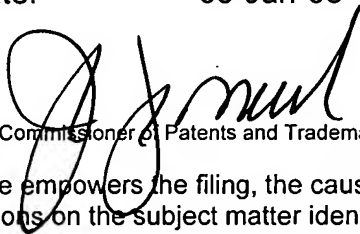
Licensee under 35 U.S.C. 184 is hereby granted to file in any foreign country a patent application and any amendments thereto corresponding to the subject matter of this U.S. application identified above and/or any material accompanying the petition. This license is conditioned upon modification of any applicable secrecy order and is subject to revocation without notice.

License Number: 540,468

Grant Date: 03-Jun-08

**This license is granted retroactively to
the date(s) and the country(s) indicated
on the attached decision.**

Approved:


for Commissioner of Patents and Trademark

This license empowers the filing, the causation and the authorization of the filing of a foreign application or applications on the subject matter identified above, subsequent forwarding of all duplicate and formal papers and the prosecution of such application or applications.

This license does not empower the filing of any applications, amendments, supplements or continuances originating in this country which disclose inventions, modifications, or variations not disclosed in the subject matter identified above.

This license is to be retained by the licensee and may be used at anytime on or after the date thereof. This license is not retroactive unless specifically indicated.

The grant of this license does not in any way lessen the responsibility of the licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Foreign Assets Control, Department of the Treasury; Office of Munitions Control, Department of State (with respect to Arms, Munitions and Implements of War); the Bureau of Trade Regulation, Office of Export Administration, Department of Commerce; and the Department of Energy.

LICENSE FOR FOREIGN FILING

[Title 35, United States Code (1952) Sections 184, 185, 186]



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
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John J. Oskorep
JOHN J. OSKEROP, ESQ LLC
ONE MAGNIFICENT MILE CENTER
980 N. MICHIGAN AVENUE, SUITE 1400
CHICAGO, ILLINOIS 60611

In re: Buckley et al
Serial No.: 10/696,806
Filing date: October 30, 2003
Docket No: 555255012612

:DECISION ON REQUEST
:UNDER 37 CFR 5.25

Title: **METHODS AND APPARATUS FOR THE COMMUNICATION OF CELLULAR NETWORK
INFORMATION BETWEEN A WIRELESS LOCAL AREA NETWORK AND A MOBILE
STATION**

This is a decision on the petition filed on November 20, 2007 for retroactive foreign filing license.

It has been determined that a retroactive license for foreign filing under 35 U.S.C.184 be granted with respect to the filings listed below. The petition complies with 37 C.F.R. 5.25 in that there is an adequate showing that the subject matter in question was not under a secrecy order, that the license was diligently sought after discovery of the proscribed foreign filing, and that the material was filed abroad without the required license under 37 C.F.R 5.11 through error and without deceptive intent.

Country

European Patent Office

Date

October 30, 2003

Ian J. Lobo
Patent Examiner
(571) 272-6974

RECEIVED
NOV 20 2007
LICENSING & REVIEW

Docket No.: 555255012612

Petition is hereby made for grant of a retroactive license under 35 U.S.C. § 184 relating to the above-captioned patent application.

PETITION PURSUANT TO 37 C.F.R. § 5.25
FOR RETROACTIVE LICENSE

Petition is hereby made for grant of a retroactive license under 35 U.S.C. § 184 relating to the above-captioned patent application.

The patent application was filed with the USPTO on 30 October 2003. On the same date, an unlicensed patent application was filed containing substantially identical material was filed with the European Patent Office.

A first verified statement of the first practitioner, David B. Cochran, is enclosed under separate title. The first verified statement includes averments that the subject matter in question was not under a secrecy order at the time it was filed abroad. The first statement further avers that the material was filed abroad through error and without deceptive intent.

A second verified statement of the second practitioner, John J. Oskorep, is also enclosed under separate title. The second verified statement includes averments that the subject matter in question was not under a secrecy order at the time it was filed abroad and that it is not currently under secrecy order. The second statement further includes averments that the proscribed foreign filing was discovered on 05 October 2007, and this petition is submitted as of the date noted below. Therefore, the requested retroactive license is believed to be diligently sought.

The commissioner is hereby authorized to debit the deposit account for all fees, including the petition fee required in 37 C.F.R. 1.17 (g), pursuant to this petition.

Consideration and grant of this petition is respectfully requested.

Thank you. Please feel free to contact the undersigned if there are any questions or concerns regarding this submission.

Respectfully submitted,

/John J. Oskorep/

JOHN J. OSKOREP
Reg. No. 41,234

Date: 24 October 2007

JOHN J. OSKOREP, ESQ. LLC
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Telephone: (312) 222-1860 Fax: (312) 475-1850

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Buckley et al.)	Art Unit: 2617
)	
Serial No.: 10/696,806)	Examiner: Casca, Fred A.
)	
Filing Date: 10/30/2003)	Docket No.: 555255012612
)	

Entitled: "METHODS AND APPARATUS FOR THE COMMUNICATION OF
CELLULAR NETWORK INFORMATION BETWEEN A WIRELESS LOCAL AREA
NETWORK AND A MOBILE STATION"

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

VERIFIED STATEMENT OF FACTS OF DAVID B. COCHRAN

I, David B. Cochran, affiant herein, state and declare as follows:

1. I am a patent attorney, registered to practice before the USPTO, registration number 39,142.

2. I have represented Research In Motion Limited, a Canadian company having a primary place of business of 295 Phillip Street, Waterloo, Ontario, Canada N2L 3W8, before the USPTO in various matters.

3. The sole inventor of the claimed invention of this patent application is Mr. Adrian Buckley, a British citizen, who resides in the United States at 413 Montclair, Tracy, California, 95276, U.S.A.
4. I filed the patent application on 30 October 2003 with the USPTO. At the time of filing I was unaware that Mr. Buckley was a U.S. resident. It was my understanding that he was a resident of Canada.
5. Concurrent with the filing of the patent application, and prior to issuance of a foreign filing license, I instructed a European associate to file a European patent application with the European patent office on the same date, that is, 30 October 2003.
6. Responsive to my instructions, a European patent application, substantially identical to the corresponding patent application filed in the USPTO was filed on 30 October 2003 and constitutes the unlicensed patent application.
7. A foreign filing license in the above-captioned patent application was granted by the USPTO on 03 February 2004 together with the issuance of the filing receipt.
8. The subject matter of the patent application was not under a secrecy order at the time it was filed abroad and that it is not currently under a secrecy order.
9. In almost every other patent matter that I handled on behalf of Research In Motion Limited, the inventors resided in Canada, or elsewhere outside of United States. With those other patent matters, I regularly caused patent applications to be filed both before the USPTO and the EPO on the concurrent dates pursuant to standard operating instructions of Research In Motion Limited.


10. When I provided instructions to the European associate to file the subject patent application with the EPO on 30 October 2003, I did not believe that a foreign filing license was required because of my belief that Mr. Buckley was not a resident of the United States. I believe that I caused the patent application to be filed abroad through error and without deceptive intent without first obtaining the required license.

11. I was not alerted to any problem relating to the filing abroad of the patent application without first obtaining the foreign filing license while the patent application was under my prosecution management.

12. Prosecution management of the patent application was transferred from me to John J. Oskorep, Esq. on 30 September 2004.

13. I am aware that willful statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application and any patent issuing thereon. I further declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Respectfully submitted,



David B. Cochran
Reg. No. 39,142

Date:

JONES DAY
North Point, 901 Lakeside Ave.
Cleveland, Ohio 44114 U.S.A.
Telephone: (216) 586-3939 Fax: (216) 579-0212

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Buckley et al.)	Art Unit: 2617
)	
Serial No.: 10/696,806)	Examiner: Casca, Fred A.
)	
Filing Date: 10/30/2003)	Docket No.: 555255012612
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Entitled: "METHODS AND APPARATUS FOR THE COMMUNICATION
OF CELLULAR NETWORK INFORMATION BETWEEN A WIRELESS LOCAL
AREA NETWORK AND A MOBILE STATION"

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

VERIFIED STATEMENT OF FACTS OF JOHN J. OSKOREP

I, John J. Oskorep, affiant herein, state and declare as follows:

1. I am a patent attorney, registered to practice before the USPTO, registration number 41,234.
2. I have represented Research In Motion Limited, a Canadian company having a primary place of business of 295 Phillip Street, Waterloo, Ontario, Canada N2L 3W8, before the USPTO in various matters.

3. I received instructions to manage the prosecution of the patent application of the above-captioned serial number on behalf of Research In Motion on 30 October September 2004. The patent application was being transferred from David B. Cochran to me.

4. Upon receiving the instructions, and during my management of the prosecution of the patent application, I was not aware of any problem relating to the filing abroad of the patent application without first obtaining the foreign filing license.

5. A foreign filing license in the above-captioned patent application was granted by the USPTO on 30 October 2003.

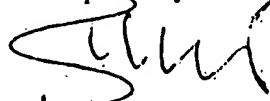
6. After the granting of the foreign filing license, on 30 October 2003 other foreign applications were filed claiming priority to the European application in Australia, China, India, Mexico, South Korea, Japan, Hong Kong, and Canada, just prior to the twelve month anniversary of the 30 October 2003 filing date.

7. On 05 October 2007, I discovered the problem relating to the European filing abroad of the patent application without first obtaining the foreign filing license.

8. The subject matter of the patent application was not under a secrecy order at the time it was filed abroad and that it is not currently under a secrecy order.

9. I am aware that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application and any patent issuing thereon. I further declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Respectfully submitted,



JOHN J. OSKOREP
Reg. No. 41,234

Date: 16 October 2007

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